IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.S.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE K.THANKAPPAN

FRIDAY, THE 28TH SEPTEMBER 2007 / 6TH ASWINA 1929

RP.No. 809 of 2005(A)

AGAINST THE JUDGEMENT IN WA.2408/2002
.....

REVIEW PETITIONERS/RESPONDENTS 1 TO 4 & 6 IN WA:
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1. STATE OF KERALA,
REPRESENTED BY THE SECRETARY TO GOVERNMENT,
REVENUE DEPARTMENT, SECRETARIAT,THIRUVANANTHAPURAM

2. THE DEPUTY COMMISSIONER,
DEPARTMENT OF COMMERCIAL TAXES, THRISSUR.

3. THE INTELLIGENCE OFFICER-I,
DEPARTMENT OF COMMERCIAL TAXES, THRISSUR.

4. THE SALES TAX OFFICER,
IV CIRCLE, ERNAKULAM.

5. THE TAHSILDAR,
TALAPPALLI, VADAKKAMCHERRY, PALAKKAD.

BY GOVERNMENT PLEADER SRI.TEK CHAND

RESPONDENTS: APPELLANT AND RESPONDENT NO.5 IN W.A:
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1. M/S. SUPERSTAR DISTILLERIES &
FOODS LIMITED, SRIVIKAS, 7/223,
CHANDRANAGAR P.O., PALAKKAD.

2. KERALA STATE BEVERAGES (MANUFACTURING &
MARKETING) CORPORATION LTD., SASTHA GROUP OFFICE
COMPLEX, SASTHAMANGALAM, TRIVANDRUM, REP. BY ITS
SECRETARY.

BY ADV. SRI.S.M.PREM
SMT.K.P.SANTHI
SRI.K.P.DANDAPANI

THIS REVIEW PETITION HAVING BEEN FINALLY HEARD ON 28/09/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.S. RADHAKRISHNAN & K. THANKAPPAN, JJ.

R.P.NO.809 OF 2005

in

W.A.NO.2408 OF 2002-A

Dated this the 28th day of September, 2007.

O R D E R

Radhakrishnan, J:

The learned Government Pleader submits that W.A.No.2408/2002 was wrongly posted along with W.A.No.2353/1998 and O.P.No.8079/1999. O.P.No.8079/1999 was disposed of on 9th September, 2005. The issue raised in W.A.No.2408/2002 is unconnected with the other cases. We are inclined to recall the judgment in respect of W.A.No.2408/ 2002 and re-post the same for hearing.

Review petition is allowed.

K.S RADHKARISHNAN JUDGE,

K. THANKAPPAN, JUDGE.

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